



**ASSEMBLY AMENDMENT 104,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 75**

June 11, 2009 – Offered by Representative FRISKE.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1408, line 17: delete “\$270” and substitute “the dollar amounts set by
3 the department under par. (dm)”.

4 **2.** Page 1408, line 18: delete “\$270” and substitute “the dollar amounts set by
5 the department under par. (dm)”.

6 **3.** Page 1409, line 2: delete “\$270” and substitute “the dollar amounts set by
7 the department under par. (dm)”.

8 **4.** Page 1409, line 3: delete “\$270” and substitute “the dollar amounts set by
9 the department under par. (dm)”.

10 **5.** Page 1409, line 11: delete “\$275” and substitute “the dollar amounts set by
11 the department under par. (dm)”.

1 **6.** Page 1409, line 12: delete “\$275” and substitute “the dollar amounts set by
2 the department under par. (dm)”.

3 **7.** Page 1409, line 21: delete “\$275” and substitute “the dollar amounts set by
4 the department under par. (dm)”.

5 **8.** Page 1409, line 22: delete “\$275” and substitute “the dollar amounts set by
6 the department under par. (dm)”.

7 **9.** Page 1410, line 2: after that line insert:

8 “**SECTION 2678f.** 301.26 (4) (dm) of the statutes is created to read:

9 301.26 **(4)** (dm) The department shall set the per person daily cost assessments
10 to counties under par. (d) 2. and 3. for care in a Type 1 juvenile correctional facility,
11 as defined in s. 938.02 (19), and for care for juveniles transferred from a juvenile
12 correctional institution under s. 51.35 (3). In setting those assessments, the
13 department may set one assessment for short-term placements of 30 days or less and
14 another assessment for long-term placements of more than 30 days. The
15 department shall set those assessments at least annually, effective on July 1 of each
16 year, and may adjust those assessments more frequently as necessary to reflect the
17 average per person daily cost of providing that care. The department shall publish
18 those assessments and any adjustments to those assessments in the Wisconsin
19 Administrative Register and is not required to promulgate those assessments or
20 adjustments as rules under ch. 227. If the department increases an assessment
21 under this paragraph, the department shall increase the funds allocated to counties
22 under sub. (3) (c) in proportion to each county’s proportional use of those services.”.

23 **10.** Page 1797, line 24: after that line insert:

“(2L) YOUTH AIDS DAILY RATES. Notwithstanding section 301.26 (4) (d) 2. and 3. of the statutes, as affected by this act, the per person daily cost assessments to counties for care in a Type 1 juvenile correctional facility, as defined in section 938.02 (19) of the statutes, and for care for juveniles transferred from a juvenile correctional institution under section 51.35 (3) of the statutes specified in section 301.26 (4) (d) 2. of the statutes, as affected by this act, on the day before the effective date of this subsection, or section 301.26 (4) (d) 3. of the statutes, as affected by this act, on the day before the effective date of this subsection, whichever is applicable, remain in effect until the publication in the Wisconsin Administrative Register of the assessments specified in section 301.26 (4) (dm) of the statutes, as created by this act.”.

(END)